

Entered - 07-16-02 - sb
CL 02L0490 - GWENDOLYN BURNS

CLAIM OF: **PROGRESSIVE INSURANCE**
as subrogee of **SUZANNE ROGERS**
P.O. Box 89440
Cleveland, OH 44101

02- R-1699

For vehicular damages alleged to have been sustained from an automobile accident on May 17, 2002 at Lenox Road, NE & Northeast Expressway.

BY PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE:

BE IT RESOLVED by the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **PROGRESSIVE INSURANCE as subrogee of SUZANNE ROGERS** the sum of \$1,799.00 in full settlement and satisfaction of all claims, past, present and future, of every kind and character for vehicular damages alleged to have been sustained from an automobile accident on May 17, 2002 at Lenox Road, NE & Northeast Expressway as is more particularly set forth in the within claim; said sum taken from and charged to account **1A01/529017/T31001**, Settlement of Suits and Claims, Department of Law.

FAVORABLE REPORT

PUBLIC SAFETY &
LEGAL ADMINISTRATION COMMITTEE

DATE: 10/1/02

CHAIR: [Signature]

[Signature]

[Signature]

Harold Shook

APPROVED:
LINDA K. DISANTIS
CITY ATTORNEY

BY: Rosalind Rubens Newell
ROSALIND RUBENS NEWELL
DEPUTY CITY ATTORNEY

[Signature]
OCT 15 2002
CLERK

ADOPTED BY
OCT 07 2002
COUNCIL

ATLANTA CITY COUNCIL PRESIDENT
OCT 07 2002
[Signature]

OCT 07 2002
MUNICIPAL CLERK
[Signature]

**MUNICIPAL CLERK
ATLANTA, GEORGIA**

02-R-1699

A RESOLUTION

**BY PUBLIC SAFETY &
LEGAL ADMINISTRATION COMMITTEE**

BE IT RESOLVED BY the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **Progressive Insurance as subrogee of Suzanne Rogers** in the sum of **\$1,799.00** in full settlement and satisfaction of all claims, past, present and future, of every kind and character, for damages alleged to have been sustained as a result of **an automobile accident on May 17, 2002 at Lenox Road, NE & Northeast Expressway** as is more particularly set forth in the within claim; said sum taken from and charged to Account 1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

A true copy,

Rhonda Daughlin Johnson
Municipal Clerk, CMC

**ADOPTED by the Council
APPROVED by the Mayor**

OCT 07, 2002
OCT 15, 2002

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 02L0490

Date: September 17, 2002

Claimant /Victim SUZANNE ROGERS
BY: (Atty) (Ins. Co.) PROGRESSIVE INSURANCE
Address: P. O. Box 89440, Cleveland, Ohio, 44101-6440
Subrogation: X Claim for Property damage \$ 2,093.00 Bodily Injury \$ _____
Date of Notice: 7/11/02 Method: Written, Proper X Improper _____
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 5/17/02 Place: Lenox Road, NE & Northeast Expressway
Department POLICE Division _____
Employee involved Thomas O'Neil Disciplinary Action: Written Reprimand

NATURE OF CLAIM: Claimant's vehicle sustained damage when it was struck by a City vehicle that "failed to yield when entering the roadway". The City employee was cited for same.

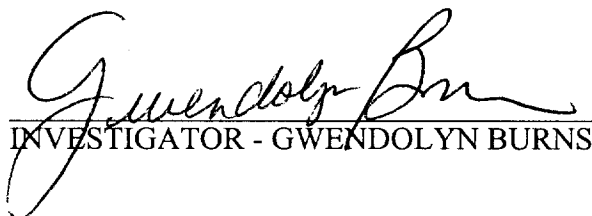
INVESTIGATION:

Statements: City employee _____ Claimant _____ Others _____ Written _____ Oral _____
Pictures _____ Diagrams _____ Reports: Police X Dept Report _____ Other _____
Traffic citations issued: City Driver _____ Claimant Driver _____
Citation disposition: City Driver _____ Claimant Driver _____

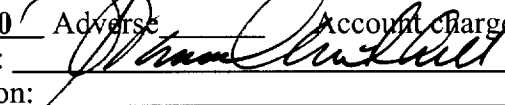
BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial _____
Improper Notice _____ More than Six Months _____ Other _____ Damages reasonable X
City not involved _____ Offer rejected _____ Compromise settlement X
Repair/replacement by Ins. Co. _____ Repair/replacement by City Forces _____
Claimant Negligent _____ City Negligent X Joint _____ Claim Abandoned _____

Respectfully submitted,


INVESTIGATOR - GWENDOLYN BURNS

RECOMMENDATION:

Pay \$ 1,799.00 Adverse _____ Account charged: 1A01 X 2J01 _____ 2P01 _____ 2H01 _____
Claims Manager:  Concur/date 09-18-02
Committee Action: _____ Council Action _____

RCS# 4099
10/07/02
5:15 PM

Atlanta City Council

Regular Session

CONSENT I 0613;1695;1544;1562;1581;1666;1551
 1668; Except CDHR #6-#10
 RECON/READOPT

YEAS: 10
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 5
EXCUSED: 0
ABSENT 1

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Starnes	Y Fauver	B Martin	Y Norwood
NV Young	Y Shook	NV Maddox	NV Willis
Y Winslow	NV Muller	Y Boazman	NV Woolard

CONSENT I

10/07/02 Council Meeting

**ITEMS ADOPTED ON CONSENT
AGENDA**

- | | |
|---------------|---------------|
| 1. 02-O-1538 | 46. 02-R-1702 |
| 2. 02-O-1549 | 47. 02-R-1703 |
| 3. 02-O-1554 | 48. 02-R-1704 |
| 4. 02-O-1466 | 49. 02-R-1705 |
| 5. 02-O-1253 | 50. 02-R-1706 |
| 6. 02-O-1575 | 51. 02-R-1707 |
| 7. 02-O-1576 | 52. 02-R-1708 |
| 8. 02-O-1582 | |
| 9. 02-O-1447 | |
| 10. 02-O-1545 | |
| 11. 02-O-1261 | |
| 12. 02-O-1534 | |
| 13. 02-R-1662 | |
| 14. 02-R-1669 | |
| 15. 02-R-1709 | |
| 16. 02-R-1711 | |
| 17. 02-R-1712 | |
| 18. 02-R-1713 | |
| 19. 02-R-1633 | |
| 20. 02-R-1664 | |
| 21. 02-R-1667 | |
| 22. 02-R-1673 | |
| 23. 02-R-1469 | |
| 24. 02-R-1642 | |
| 25. 02-R-1644 | |
| 26. 02-R-1649 | |
| 27. 02-R-1714 | |
| 28. 02-R-1727 | |
| 29. 02-R-1650 | |
| 30. 02-R-1651 | |
| 31. 02-R-1652 | |
| 32. 02-R-1653 | |
| 33. 02-R-1654 | |
| 34. 02-R-1655 | |
| 35. 02-R-1656 | |
| 36. 02-R-1657 | |
| 37. 02-R-1658 | |
| 38. 02-R-1659 | |
| 39. 02-R-1660 | |
| 40. 02-R-1718 | |
| 41. 02-R-1719 | |
| 42. 02-R-1698 | |
| 43. 02-R-1699 | |
| 44. 02-R-1700 | |
| 45. 02-R-1701 | |

**ITEMS ADVERSED
ON CONSENT AGENDA**

- | |
|---------------|
| 53. 02-R-1675 |
| 54. 02-R-1676 |
| 55. 02-R-1677 |
| 56. 02-R-1678 |
| 57. 02-R-1679 |
| 58. 02-R-1680 |
| 59. 02-R-1681 |
| 60. 02-R-1682 |
| 61. 02-R-1683 |
| 62. 02-R-1684 |
| 63. 02-R-1685 |
| 64. 02-R-1686 |
| 65. 02-R-1687 |
| 66. 02-R-1688 |
| 67. 02-R-1689 |
| 68. 02-R-1690 |
| 69. 02-R-1691 |
| 70. 02-R-1692 |
| 71. 02-R-1693 |
| 72. 02-R-1694 |
| 73. 02-R-1696 |
| 74. 02-R-1697 |

Consent I Vote: 10Yeas; 0 Nays (See RCS #4099; Reconsidered See RCS #4043)

Items Removed from Consent: 02-R-1613; 02-R-1695; 02-O-1544; 02-O-1562; 02-O-1581; 02-R-1666;
02-O-1551; 02-R-1668; 02-O-1598; 02-O-1599; 02-O-1600; 02-O-1601; 02-O-1602